

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

MCKESSON AUTOMATION, INC. a Delaware Corporation,	)	
Plaintiff,	)	Civ. Action No. 1:06CV00028-MPT
v.	)	
TRANSLOGIC CORPORATION a Delaware Corporation, and	)	PUBLIC VERSION
SWISSLOG ITALIA S.P.A. an Italian Corporation,	)	
Defendants.	)	

DECLARATION OF SEAN MCDONALD

I, SEAN MCDONALD, hereby declare, affirm and state the following:

1. The facts set forth below are known to me personally and I have first-hand knowledge of them.
2. I am currently the President and Chief Executive Officer of Precision Therapeutics, Inc. and reside in Pittsburgh, Pennsylvania.
3. Over my career, I have received numerous awards for entrepreneurship, venture capital success, and innovation.
4. I am the inventor of several patents related to healthcare technologies.

AHI Background

5. I founded Automated Healthcare, Inc. ("AHI") in the late 1980s with the goal of developing and implementing pharmacy automation solutions.
6. I have served as AHI's President and CEO.

7. I started the company with money provided by my father and initially operated the business out of my apartment in Pittsburgh, Pennsylvania.

8. As a small startup company with very little capital, we regularly sought out investors, and/or loans, to provide an infusion of funds to keep the company running and continue development of our pharmacy automation products.

**REDACTED**

**REDACTED**

## **REDACTED**

### **PSF and Dr. Heilman Never Asserted That They Owned the Patent Application**

26. AHI was responsible for the Patent Application for a number of years after the 1990 loans. Neither Dr. Heilman nor Mr. Demmler ever told me that they believed they had any ownership interest in AHI's patents. In fact, until this litigation, nobody ever raised a question regarding this Assignment.

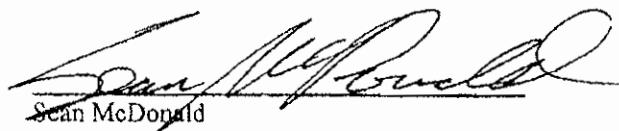
### **AHI, not PSF or Dr. Heilman, Controlled The Prosecution of the Patent Application and the Development of the Technology Disclosed in the Patent Application**

27. PSF, Mr. Demmler, and Dr. Heilman never controlled, or were involved in, the prosecution of the Patent Application. AHI retained all responsibility for prosecuting the Patent Application. AHI made all decisions regarding the prosecution of the Patent Application. AHI made all payments for such patent prosecution to the United States Patent and Trademark Office.

28. PSF, Mr. Demmler and Dr. Heilman never had responsibility for developing, marketing, selling, or implementing the technology disclosed in the Patent Application. This was AHI's responsibility.

## **REDACTED**

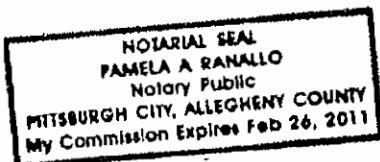
**REDACTED**



Sean McDonald

Subscribed and sworn to me this 18<sup>th</sup> day of January, 2008.

Pamela Ranallo  
Notary Public



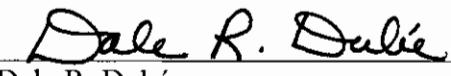
**CERTIFICATE OF SERVICE**

I hereby certify that on this 1st day of February, 2008, I served by hand delivery and electronic filing the Public Version of the DECLARATION OF SEAN MCDONALD, using CM/ECF which will send notification of such filing to the following:

Julia Heaney, Esquire  
MORRIS, NICHOLS ARSHT & TUNNELL  
1201 N. Market Street  
P.O. Box 1347  
Wilmington, DE 19899

I also certify that, on this 1st day of February, 2008, I served the aforementioned document, by e-mail and First Class Mail, upon the following participants:

Lawrence C. Drucker, Esquire  
Alfred R. Fabricant, Esquire  
Richard LaCava, Esquire  
Bryan N. DeMattio, Esquire  
DICKSTEIN SHAPIRO LLP  
1177 Avenue of the Americas  
New York, NY 10036

  
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Dale R. Dubé